

STATE OF CALIFORNIA  
STATE WATER RESOURCES CONTROL BOARD  
**DIVISION OF WATER RIGHTS**

**ORDER**

Application 25823B Permit 18189B License                     

**ORDER APPROVING A NEW DEVELOPMENT SCHEDULE (over)  
AND AMENDING THE PERMIT**

**WHEREAS:**

1. Permit 18189B was issued to Bernard A. Fetzer and Kathleen M. Fetzer on March 4, 1981 pursuant to Application 25823B.
2. Permit 18189B was subsequently assigned to Home Ranch.
3. A petition for an extension of time within which to develop the project and apply the water to the proposed use has been filed with the State Water Resources Control Board (SWRCB).
4. The permittee has proceeded with diligence and good cause has been shown for said extension of time.
5. Permit Condition 10 pertaining to the continuing authority of the SWRCB should be updated to conform to Section 780(a), Title 23 of the California Code of Regulation.

**NOW, THEREFORE, IT IS ORDERED THAT:**

1. Condition 7 of the permit be amended to read:

COMPLETE APPLICATION OF THE  
WATER TO THE PROPOSED USE  
SHALL BE MADE ON OR BEFORE

December 31, 2005

(0000009)

2. Condition 10 of the permit be amended to read:

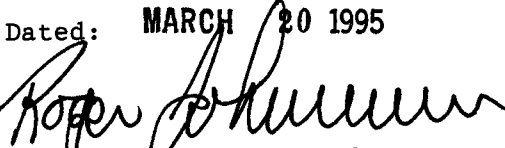
Pursuant to California Water Code Sections 100 and 275, and the common law public trust doctrine, all rights and privileges under this permit and under any license issued pursuant thereto, including method of diversion, method of use, and quantity of water diverted, are subject to the continuing authority

of the State Water Resources Control Board in accordance with law and in the interest of the public welfare to protect public trust uses and to prevent waste, unreasonable use, unreasonable method of use, or unreasonable method of diversion of said water.

The continuing authority of the Board may be exercised by imposing specific requirements over and above those contained in this permit with a view to eliminating waste of water and to meeting the reasonable water requirements of permittee without unreasonable draft on the source. Permittee may be required to implement a water conservation plan, features of which may include but not necessarily be limited to: (1) reusing or reclaiming the water allocated; (2) using water reclaimed by another entity instead of all or part of the water allocated; (3) restricting diversions so as to eliminate agricultural tailwater or to reduce return flow; (4) suppressing evaporation losses from water surfaces; (5) controlling phreatophytic growth; and (6) installing, maintaining, and operating efficient water measuring devices to assure compliance with the quantity limitations of this permit and to determine accurately water use as against reasonable water requirements for the authorized project. No action will be taken pursuant to this paragraph unless the Board determines, after notice to affected parties and opportunity for hearing, that such specific requirements are physically and financially feasible and are appropriate to the particular situation.

The continuing authority of the Board also may be exercised by imposing further limitations on the diversion and use of water by the permittee in order to protect public trust uses. No action will be taken pursuant to this paragraph unless the Board determines, after notice to affected parties and opportunity for hearing, that such action is consistent with California Constitution Article X, Section 2; is consistent with the public interest and is necessary to preserve or restore the uses protected by the public trust. (0000012)

Dated: MARCH 20 1995

  
for Edward C. Anton, Chief  
Division of Water Rights

STATE OF CALIFORNIA  
THE RESOURCES AGENCY  
STATE WATER RESOURCES CONTROL BOARD  
DIVISION OF WATER RIGHTS

PERMIT FOR DIVERSION AND USE OF WATER

PERMIT 18189B

Application 25823B of BERNARD A. FETZER AND KATHLEEN M. FETZER *owner*

1150 BEL ARBRES ROAD, REDWOOD VALLEY, CALIFORNIA 95470

filed on SEPTEMBER 14, 1978, has been approved by the State Water Resources Control Board SUBJECT TO VESTED RIGHTS and to the limitations and conditions of this Permit.

Permittee is hereby authorized to divert and use water as follows:

1. Source:

Tributary to:

UNNAMED STREAMS (2)

SEWARD CREEK THENCE

FORSYTHE CREEK THENCE

WEST FORK RUSSIAN RIVER THENCE

RUSSIAN RIVER

2. Location of point of diversion:

	40-acre subdivision of public land survey or projection thereof	Section	Town- ship	Range	Base and Meridian
SOUTH 2,084 FEET AND EAST 1,042 FEET FROM NW CORNER OF SECTION 7	SW1/4 OF NW1/4	7	16N	12W	MD
NORTH 1,000 FEET AND EAST 1,050 FEET FROM SW CORNER OF SECTION 7	SW1/4 OF SW1/4	7	16N	12W	MD

County of MENDOCINO

3. Purpose of use:

4. Place of use:

	Section	Town- ship	Range	Base and Meridian	Acres
SEE ADDENDUM					

The place of use is shown on map filed with the State Water Resources Control Board.

P18189B

9-19-86 Ownership Chgd to John E. Kathleen M., Robert  
James F., Richard A. & Daniel L. Fetzner



